

1 An Ordinance authorizing and directing the Mayor and the Comptroller of the City of Saint
2 Louis to execute, upon receipt of and in consideration of the sum of One Dollar (\$1.00),
3 and other good and valuable consideration, a permanent, irrevocable Easement, which
4 shall give, grant, extend and confer on the Metropolitan St. Louis Sewer District, its agents,
5 successors, and assigns, the exclusive right to build and maintain an above-ground sewer
6 facility, sewer or sewers, ingress and egress roadway, and appurtenances on various strips
7 of ground in City Blocks 2832, 2889, and 2919, and containing an emergency clause.

8 **BE IT ORDAINED BY THE CITY OF SAINT LOUIS AS FOLLOWS:**

9 SECTION ONE. The Mayor and Comptroller of the City of Saint Louis are hereby
10 authorized and directed to execute a permanent, irrevocable Easement, attached hereto
11 as Exhibit "A" which shall give, grant, extend and confer on the Metropolitan St. Louis
12 Sewer District, its agents, successors, and assigns, the exclusive right to build and
13 maintain an above-ground sewer facility, sewer or sewers, ingress and egress roadway,
14 and appurtenances on various strips of ground in City Blocks 2832, 2889, and 2919

15 SECTION TWO. The passage of this ordinance being deemed necessary for the
16 preservation of the public peace, health, and safety, it is hereby deemed to be an
17 emergency measure within the meaning of Sections 19 and 20 of Article IV of the Charter
18 of the City of Saint Louis, and shall become effective upon its passage and approval by
19 the Mayor.

Date: September 23, 2005

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Board Bill # 253

Sponsor: ALDERMAN MATT VILLA

Exhibit "A"

EASEMENT

TO WHOM IT MAY CONCERN:

KNOW ALL MEN BY THESE PRESENTS. That the City of St. Louis, a municipal corporation of the State of Missouri, for and in consideration of the sum of One Dollar (\$1.00) and other valuable considerations to it in hand paid by the Metropolitan St. Louis Sewer District, the receipt of which is hereby acknowledged, does hereby give, grant, extend, and confer on the Metropolitan St. Louis Sewer District the exclusive right to build and maintain an above-ground sewer facility, sewer or sewers, ingress and egress roadway, and appurtenances on the strip or strips of ground described as shown hachured on the attached "Easement Plat" marked Exhibit "A" and made a part hereof. The Metropolitan St. Louis Sewer District may from time to time enter upon said premises to construct, reconstruct, maintain, or repair the aforesaid above-ground sewers, ingress and egress roadway and appurtenances, and may assign its rights herein to the State, County, City, or other political subdivisions of the State. The easement(s) hereby granted is(are) irrevocable and shall continue forever.

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IN WITNESS WHEREOF, the said City of St. Louis, a municipal corporation of the State of Missouri, has caused these presents to be signed by its Mayor and Comptroller this _____ day of _____ 2005.

CITY OF ST. LOUIS

BY: _____
Francis G. Slay
Mayor

BY: _____
Darlene Green
Comptroller

Approved as to form:

Patricia A. Hageman
City Counselor

Attest:

Parrie L. May
City Register

State of Missouri)

) SS.

City of St. Louis)

On this ____ day of _____ 2005, before me appeared Francis G. Slay and Darlene Green to me personally known, who being by me duly sworn did say that they are the Mayor and the Comptroller of the City of Saint Louis, respectively, and that they are authorized to execute this Easement on behalf of the City of Saint Louis under the authority of Ordinance _____ and acknowledge said instrument to be the free act and deed of the City of Saint Louis.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal in the City and State aforesaid, the day and year first above written.

Notary Public

Exhibit "A"

**SISTER MARIE CHARLES PARK
EASEMENT PLAT**

TRACTS OF LAND BEING PART OF CITY BLOCKS 2832, 2889, AND 2919 IN THE CITY OF ST. LOUIS MISSOURI AND BEING CONVEYED TO THE CITY OF ST. LOUIS, MISSOURI AS RECORDED IN THE CITY OF ST. LOUIS, MISSOURI RECORDS AS RECORDED IN DB 201M, PAGE 881, DB 405M, PAGE 1621 AND DB 6032, PAGE 124 AND BEING FURTHER DESCRIBED AS FOLLOWS:

COMMENCING FROM AN IRON PIPE (NORTH 32 DEGREES 03 MINUTES 15 SECONDS EAST -0.14 FEET) SET BY PB BOOKER ASSOCIATES, INC. BY AN EXECUTED BOUNDARY SURVEY OF CERTAIN TRACTS OF LAND DATED JUNE 29 2001 BEING ON THE SOUTHEASTERN RIGHT-OF-WAY LINE CONVEYED TO MISSOURI PACIFIC RAILROAD COMPANY (60 FEET WIDE); THENCE LEAVING SAID SOUTHEASTERN RAILROAD RIGHT-OF-WAY LINE AND ALONG THE SOUTHERN LINE OF PARCEL NUMBER 2 CONVEYED TO RIVERVIEW HEALTHCARE LIMITED PARTNERSHIP SOUTH 56 DEGREES 06 MINUTES 18 SECONDS EAST A DISTANCE OF 2.00 FEET TO THE POINT OF BEGINNING AND ON SAID SOUTHERN LINE OF PARCEL NUMBER 2; THENCE ALONG SAID SOUTHERN LINE OF PARCEL NUMBER 2 SOUTH 56 DEGREES 06 MINUTES 18 SECONDS EAST A DISTANCE OF 57.00 FEET TO A CROSS (SOUTH 56 DEGREES 17 MINUTES 55 SECONDS EAST, 43.73') SET BY SAID PB BOOKER ASSOCIATES, INC. BOUNDARY SURVEY; THENCE ALONG SAID SOUTHERN LINE OF PARCEL NUMBER 2 SOUTH 56 DEGREES 06 MINUTES 18 SECONDS EAST A DISTANCE OF 83.01 FEET TO A POINT; THENCE SOUTH 24 DEGREES 35 MINUTES 53 SECONDS WEST A DISTANCE OF 61.23 FEET TO A POINT; THENCE SOUTH 33 DEGREES 26 MINUTES 01 SECONDS WEST A DISTANCE OF 32.03 FEET TO A POINT; THENCE NORTH 55 DEGREES 53 MINUTES 24 SECONDS WEST A DISTANCE OF 99.47 FEET TO A POINT; THENCE SOUTH 34 DEGREES 05 MINUTES 47 SECONDS WEST A DISTANCE OF 416.13 FEET TO A POINT; THENCE SOUTH 40 DEGREES 36 MINUTES 34 SECONDS WEST A DISTANCE OF 100.54 FEET TO A POINT; THENCE SOUTH 34 DEGREES 00 MINUTES 41 SECONDS WEST A DISTANCE OF 266.61 FEET TO A POINT; THENCE SOUTH 41 DEGREES 41 MINUTES 13 SECONDS WEST A DISTANCE OF 135.05 FEET TO A POINT OF CURVATURE; THENCE ALONG A CURVE TO THE RIGHT HAVING A RADIUS OF 47.00 FEET AN ARC DISTANCE 54.94 FEET (CHORD OF SOUTH 75 DEGREES 10 MINUTES 25 SECONDS WEST, 51.86 FEET) TO A POINT OF REVERSE CURVATURE; THENCE ALONG A CURVE TO THE LEFT HAVING A

RADIUS OF 35.42 FEET AN ARC DISTANCE OF 39.69 FEET (CHORD OF SOUTH 76 DEGREES 33 MINUTES 15 SECONDS WEST, 37.65 FEET) TO A POINT BEING WITHIN ELWOOD (50 FEET WIDE) STREET RIGHT-OF-WAY; THENCE NORTH 45 DEGREES 33 MINUTES 07 SECONDS WEST A DISTANCE OF 12.00 FEET TO A POINT OF CURVATURE BEING WITHIN SAID RIGHT-OF-WAY; THENCE ALONG A CURVE TO THE RIGHT HAVING A RADIUS OF 47.42 FEET AN ARC DISTANCE OF 53.14 FEET (CHORD OF NORTH 76 DEGREES 33 MINUTES 15 SECONDS EAST, 50.41 FEET) TO A POINT OF REVERSE CURVATURE; THENCE ALONG A CURVE TO THE LEFT HAVING A RADIUS OF 35.00 FEET AN ARC DISTANCE OF 40.91 FEET (CHORD OF NORTH 75 DEGREES 10 MINUTES 25 SECONDS EAST, 38.62 FEET) TO A POINT; THENCE NORTH 41 DEGREES 41 MINUTES 13 SECONDS EAST A DISTANCE OF 134.24 FEET TO A POINT; THENCE NORTH 34 DEGREES 00 MINUTES 41 SECONDS EAST A DISTANCE OF 266.50 FEET TO A POINT; THENCE NORTH 40 DEGREES 36 MINUTES 34 SECONDS EAST A DISTANCE OF 100.54 FEET TO A POINT; THENCE NORTH 34 DEGREES 05 MINUTES 47 SECONDS EAST A DISTANCE OF 375.26 FEET TO A POINT OF CURVATURE; THENCE ALONG A CURVE TO THE LEFT HAVING A RADIUS OF 25.00 FEET AN ARC DISTANCE OF 39.27 FEET (CHORD OF NORTH 10 DEGREES 54 MINUTES 13 SECONDS WEST, 35.36 FEET) TO A POINT; THENCE NORTH 55 DEGREES 54 MINUTES 13 SECONDS WEST, A DISTANCE OF 10.19 FEET TO A POINT; THENCE NORTH 32 DEGREES 03 MINUTES 15 SECONDS EAST A DISTANCE OF 12.01 FEET TO THE POINT; THENCE SOUTH 55 DEGREES 54 MINUTES 13 SECONDS EAST A DISTANCE OF 10.62 FEET TO A POINT OF CURVATURE; THENCE ALONG A CURVE TO THE LEFT HAVING A RADIUS OF 25.00 FEET AN ARC DISTANCE OF 39.27 FEET (CHORD OF NORTH 79 DEGREES 05 MINUTES 47 SECONDS EAST, 35.36 FEET) TO A POINT; THENCE NORTH 34 DEGREES 05 MINUTES 47 SECONDS EAST A DISTANCE OF 5.60 FEET TO A POINT; THENCE NORTH 55 DEGREES 57 MINUTES 00 SECONDS WEST A DISTANCE OF 36.71 FEET TO A POINT; THENCE NORTH 32 DEGREES 03 MINUTES 15 SECONDS EAST A DISTANCE OF 13.88 FEET TO A POINT; THENCE NORTH 56 DEGREES 04 MINUTES 57 SECONDS WEST A DISTANCE OF 2.00 FEET TO A POINT; THENCE NORTH 32 DEGREES 03 MINUTES 15 SECONDS EAST A DISTANCE OF 30.02 FEET TO A POINT; THENCE SOUTH 56 DEGREES 04 MINUTES 57 SECONDS EAST A DISTANCE OF 2.00 FEET TO A POINT; THENCE NORTH 32 DEGREES 03 MINUTES 15 SECONDS EAST A DISTANCE OF 20.65 FEET TO THE POINT OF BEGINNING CONTAINING 25,289 SQUARE FEET OR 0.58 ACRES MORE OR LESS.

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